

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/653,163	09/01/2000	Hiroshi Mikitani	KAK-001 5466		
23353 7.	590 04/12/2005		EXAMINER		
RADER FISHMAN & GRAUER PLLC			BORISSOV, IGOR N		
LION BUILDING 1233 20TH STREET N.W., SUITE 501			ART UNIT	PAPER NUMBER	
WASHINGTON, DC 20036			3639		
			DATE MAILED: 04/12/2005		

Please find below and/or attached an Office communication concerning this application or proceeding.

1
r

Advisory Action Application No. Application No. Applicant(s) Advisory Action								
Examiner gor Borissov 3639 -The MAILING DATE of this communication appears on the cover sheet with the correspondence address → THE REPLY FILED 11 March 2005 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. PERIOD FOR REPLY (check either a) or b) a) ☐ The period for reply expires 2_months from the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expires the replace of the final rejection on the replace of the period for reply expires 2_months from the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expires and the replace of the replac		Application No.	Applicant(s)					
Examiner gor Borissov 3639 -The MAILING DATE of this communication appears on the cover sheet with the correspondence address THE REPLY FILED 11 March 2005 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandorment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either. (1) a timely filed amendment within places the application in condition for allowance; (2) a timely filed amendment within places the application in condition for allowance; (2) a timely filed amendment within places the application in condition for allowance; (2) a timely filed amendment within places the application in condition for allowance; (2) a timely filed amendment within places the application in condition for allowance; (2) a timely filed amendment within places the application in condition for allowance; (2) a timely filed Request for Continued Examination (RCE) in compliation with the state of the final rejection. Property is a state of the place of the final rejection. Property is a state of the final rejection on the place of the final rejection. Property for the place of the final rejection in the final rejection, whichever is later. In no event, however, with the statution period to reply experied by the State than StAM ONTHIS form the mailing date of the final rejection, whichever is later. In no event, however, the statution of the final rejection. Property 706.07(f). The proposed of time may be obtained under 37 CFR 1.136(a). The date on which the petition during 37 CFR 1.136(a) and the purposes of determining the period of extension and the corresponding amount of the final rejection. Property of the final rejection are property of the final rejection and the corresponding amount of the final rejection, even if timely fled, may reduce any earner the state of the final rejection and the state of the final rejection. Prope	Advisorv Action	09/653,163	MIKITANI ET AL.					
-The MAILING DATE of this communication appears on the cover sheet with the correspondence address — THE REPLY FILED 11 March 2005 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the spapicant is required to avoid abendon-ment of this application. A proper reply to a final rejection under 37 CFR 1.13 may only be either; (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed blottice of Appeal (with appeal fee); or (3) a timely filed Molecular or (2) a timely filed Molecular or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.134(a) and the approximation of the final rejection. Whichever is later. In no event, however, will the statutory period for reply expires on: (1) the mailing date of the final rejection, only Ortheck This BOX WHEN THE FIRST REFLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f), 17(a) is calculated from; (1) the expiration date of the sharehed statutory period for reply originally and the appropriate extension than between the fire of the final rejection which the petition under 37 CFR 1.136(a) and the appropriate extension have been filed in the date for purposes of determining the period of extension and the corresponding amount of the final rejection, when it is the date for purposes of determining the period of extension and the corresponding amount of the final rejection, or as a second of the sharehed statutory period for reply originally and the appropriate extension from the final rejection of		Examiner	Art Unit					
THE REPLY FILED 11 March 2005 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely field amendment which places the minion condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. PERIOD FOR REPLY [check either a) or b)] The period for reply expires on: (1) the mailing date of the final rejection. Di The period for reply expires on: (1) the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL RECION. See MPEP 706.07(f). PROGUMENT OF THE FINAL RECION. See MPEP 706.07(f). TOBOTH TO THE FINAL RECION. See MPEP 706.07(f). TOBOTH TO THE FINAL RECION. See MPEP 706.07(f). TOBOTH TO SEE THE PROGUMENT OF THE FINAL RECION. See MPEP 706.07(f). TOBOTH TO SEE THE PROGUMENT OF THE FINAL RECION. See MPEP 706.07(f). TOBOTH TO SEE THE PROGUMENT OF THE FINAL RECION. SEE MPEP 706.07(f). TOBOTH TO SEE THE PROGUMENT OF THE FINAL RECION. See MPEP 706.07(f). TOBOTH TO SEE THE PROGUMENT OF THE FINAL RECION. SEE MPEP 706.07(f). TOBOTH TO SEE THE PROGUMENT OF THE FINAL RECION. SEE MPEP 706.07(f). TOBOTH TO SEE THE PROGUMENT OF THE FINAL RECION. SEE MPEP 706.07(f). TOBOTH TO SEE THE PROGUMENT OF THE FINAL RECION. SEE MPEP 706.07(f). TOBOTH TO SEE THE PROGUMENT OF THE FINAL RECION. SEE MPEP 706.07(f). TOBOTH TO SEE THE PROGUMENT OF THE FINAL RECION. SEE MPEP 706.07(f). TOBOTH TO SEE THE PROGUMENT OF THE FINAL RECION. SEE MPEP 706.07(f). TOBOTH TO SEE THE PROGUMENT OF THE FINAL RECION. SEE MPEP 706.07(f). TOBOTH TO SEE THE PROGUMENT OF THE FINAL RECION. SEE MPEP 706.07(f). TOBOTH TO SEE THE PROGUMENT OF THE FINAL RECION. SEE MPEP 706.07(f). TO SEE THE PROGUMENT OF THE FINAL RECION. THE PROGUMENT OF THE FINAL RECION. SEE MPEP 706.07(f). TO SEE THE PR		Igor Borissov	3639					
Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the rining replaced in a condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. PERIOD FOR REPLY (check either a) or b)] a) The period for reply expires and the standard proper of the replaced of the replac	The MAILING DATE of this communication appears on the cover sheet with the correspondence address							
a)	Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may <u>only</u> be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued							
 b) ∑ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later has 15X MONTHS from the mailing date the final rejection. ORLY CHECK THIS BOX WHEN THE FIRST REFLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 705.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee under 37 CFR 1.137(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (1) above. If checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b). 1. ☐ A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in								
37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. 2.	b) The period for reply expires on: (1) the mailing date of this A no event, however, will the statutory period for reply expire la ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The fee have been filed is the date for purposes of determining the period of fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the content of	Advisory Action, or (2) the date set forth ater than SIX MONTHS from the mailing FILED WITHIN TWO MONTHS OF THE date on which the petition under 37 CFI of extension and the corresponding amount the shortened statutory period for reply the later than three months after the mail	g date of the final rejecting FINAL REJECTION. R 1.136(a) and the apprount of the fee. The appropriationally set in the final	ion. See MPEP ropriate extension ropriate extension Office action; or				
(a) ⊠ they raise new issues that would require further consideration and/or search (see NOTE below); (b) ☐ they raise the issue of new matter (see Note below); (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims. NOTE: See Continuation Sheet. 3. ☐ Applicant's reply has overcome the following rejection(s): 4. ☐ Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s). 5. ☐ The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for reconsideration has been considered but does NOT place the application in condition for allowance because: 6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection. 7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☒ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: 1-15. Claim(s) withdrawn from consideration: 8. ☐ The drawing correction filed on is a) ☐ approved or b) ☐ disapproved by the Examiner.								
(b) ☐ they raise the issue of new matter (see Note below); (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims. NOTE: See Continuation Sheet. 3. ☐ Applicant's reply has overcome the following rejection(s): 4. ☐ Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s). 5. ☐ The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for reconsideration has been considered but does NOT place the application in condition for allowance because: 6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection. 7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☒ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: 1-15. Claim(s) withdrawn from consideration: 8. ☐ The drawing correction filed on is a) ☐ approved or b) ☐ disapproved by the Examiner.	2. The proposed amendment(s) will not be entered because:							
(c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims. NOTE: See Continuation Sheet. 3. ☐ Applicant's reply has overcome the following rejection(s): 4. ☐ Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s). 5. ☐ The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for reconsideration has been considered but does NOT place the application in condition for allowance because: 6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection. 7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☒ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: 1-15. Claim(s) withdrawn from consideration: 8. ☐ The drawing correction filed on is a) ☐ approved or b) ☐ disapproved by the Examiner.	(a) ☑ they raise new issues that would require further consideration and/or search (see NOTE below);							
issues for appeal; and/or (d)	(b) they raise the issue of new matter (see Note b	elow);						
NOTE: See Continuation Sheet. 3. Applicant's reply has overcome the following rejection(s): 4. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s). 5. The a) affidavit, b) exhibit, or c) request for reconsideration has been considered but does NOT place the application in condition for allowance because: 6. The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection. 7. For purposes of Appeal, the proposed amendment(s) a) will not be entered or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) withdrawn from consideration: 8. The drawing correction filed on is a) approved or b) disapproved by the Examiner.								
 3.	(d) they present additional claims without cancelling	ng a corresponding number of fi	nally rejected claim	ıs.				
 4. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s). 5. The a) affidavit, b) exhibit, or c) request for reconsideration has been considered but does NOT place the application in condition for allowance because: 6. The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection. 7. For purposes of Appeal, the proposed amendment(s) a) will not be entered or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: 1-15. Claim(s) withdrawn from consideration: 8. The drawing correction filed on is a) approved or b) disapproved by the Examiner. 9 Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s) 	NOTE: See Continuation Sheet.	,						
canceling the non-allowable claim(s). 5. ☐ The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for reconsideration has been considered but does NOT place the application in condition for allowance because: 6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection. 7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☒ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: 1-15. Claim(s) withdrawn from consideration: 8. ☐ The drawing correction filed on is a) ☐ approved or b) ☐ disapproved by the Examiner.	3. \square Applicant's reply has overcome the following rejection	ion(s):						
application in condition for allowance because: 6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection. 7. ☑ For purposes of Appeal, the proposed amendment(s) a) ☑ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: 1-15. Claim(s) withdrawn from consideration: 8. ☐ The drawing correction filed on is a) ☐ approved or b) ☐ disapproved by the Examiner.		be allowable if submitted in a se	parate, timely filed	amendment				
raised by the Examiner in the final rejection. 7. □ For purposes of Appeal, the proposed amendment(s) a) □ will not be entered or b) □ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: 1-15. Claim(s) withdrawn from consideration: 8. □ The drawing correction filed on is a) □ approved or b) □ disapproved by the Examiner.			dered but does NO	T place the				
 7. For purposes of Appeal, the proposed amendment(s) a) will not be entered or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: 1-15. Claim(s) withdrawn from consideration: 8. The drawing correction filed on is a) approved or b) disapproved by the Examiner. 9 Note the attached information Disclosure Statement(s) (PTO-1449) Paper No(s) 		ause it is not directed SOLELY to	o issues which were	e newly				
The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: 1-15. Claim(s) withdrawn from consideration: 8. The drawing correction filed on is a) approved or b) disapproved by the Examiner.	7. For purposes of Appeal, the proposed amendment			and an				
Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: 1-15. Claim(s) withdrawn from consideration: 8. The drawing correction filed on is a) approved or b) disapproved by the Examiner.								
Claim(s) objected to: Claim(s) rejected: 1-15. Claim(s) withdrawn from consideration: 8. The drawing correction filed on is a) approved or b) disapproved by the Examiner.								
Claim(s) rejected: 1-15. Claim(s) withdrawn from consideration: 8. The drawing correction filed on is a) approved or b) disapproved by the Examiner. 9 Note the attached information Disclosure Statement(s)(PTO-1449) Paper No(s)	• • • • • • • • • • • • • • • • • • • •							
Claim(s) withdrawn from consideration: 8. The drawing correction filed on is a) approved or b) disapproved by the Examiner. 9 Note the attached information Disclosure Statement(s)(PTO-1449) Paper No(s)	• • • • • • • • • • • • • • • • • • • •							
8. The drawing correction filed on is a) approved or b) disapproved by the Examiner.	• • •							
9 Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s)		roved or b) disapproved by the	ne Examiner.					
10. Other:	<u> </u>							
Dead day.		(e)(1 16 144e)1 apol ((e)	THOMAS A. D.	XON MINER				

Continuation of 2. NOTE: The proposed amendment raises new issues, because adding the following limitation: "means for uniquely allocating an electronic mail address to each of participants" changes scope of Claim 1, which was not considered during prosecution of said claim.

THIS PAGE LEFT BLANK

THIS PAGE LEFT BLANK